

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CIVIL ACTION

LUI RIVERA, :
PETITIONER :
V. :
DAVID NOLAN, :
RESPONDENT :
NO. 04-12717-RCL

MOTION TO WITHDRAW MOTION FOR AMENDMENT OF JUDGMENT
PURSUANT TO RULE 59(a)(2)(e)

Now comes the petitioner Luis Rivera, acting pro se ,
hereby moves this Honorable Court to grant him leave to
withdraw his previously filed motion For Amendment of Judgment
Pursuant to Rule 59. In support thereof the petitioner states
that said motion is premature and at odds to his present Writ of
Habeas Corpus.

WHEREFORE, the petitioner respectfully requests that this
Honorable Court grant freely petitioners petitioners request for
basic fairness and justice to withdraw his Rule 59 Motion without
prejudice.

Respectfully Submitted
By The Petitioner

Luis R. Rivera Jr.
Luis Rivera pro se
MCI Norfolk
P.O.Box 43
Norfolk, Mass. 02056

Date: July 6th, 2005